

**RICHARD A. TAMOR, ESQ.**  
TAMOR & TAMOR  
The Sierra Building  
311 Oak Street, Suite 108  
Oakland, California 94607  
Telephone: (415) 655-1969  
email: rtamor@TamorLaw.com

Attorneys for Defendant,  
JAVIER SOLORIO-DUARTE

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
JAVIER SOLORIO-DUARTE,  
  
Defendant.

Case No. CR-23-130 JD

**STIPULATION AND ~~PROPOSED~~  
ORDER CONTINUING CHANGE  
OF PLEA HEARING**

1. On November 1, 2024, this Court set a Change of Plea hearing for January 27, 2025, and excluded time through that date to allow undersigned counsel to continue to review discovery and further discuss and/or finalize resolution of the case.

2. Since that date, Mr. Solorio-Duarte has had ongoing mental health issues as well as substance abuse issues, so that undersigned defense counsel has been unable to discuss this matter with Mr. Solorio-Duarte in any meaningful way. Undersigned defense counsel has been working with U.S. Pre-Trial Services to provide services to Mr. Solorio-Duarte to allow him to participate in the defense and resolution of his case.

3. Therefore, the parties have met and conferred and stipulate, with the Court's permission, that the Court continue the January 27, 2025, Change of Plea Hearing to February 24, 2025, for

1 Change of Plea or Status Conference.

2 7. The parties agree that this time is excludable from the Speedy Trial Act for effective  
3 preparation of counsel under 18 U.S.C. 3161(h)(7)(B)(iv), to continue to prepare including review  
4 discovery provided by the government with Mr. Solorio-Duarte. The parties also agree that the  
5 ends of justice served by excluding the time from January 27, 2025 through February 24, 2025,  
6 from computation under the Speedy Trial Act outweigh the best interests of the public and  
7 defendant in the prompt resolution of his case.

8  
9 DATED: January 22, 2025

/s/ Richard A. Tamor  
Richard A. Tamor, Esq.  
Attorney for Defendant  
JAVIER SOLORIO-DUARTE

10  
11  
12 DATED: January 22, 2025

/s/ Dan Karmel  
Dan Karmel, AUSA  
Attorney for Plaintiff  
UNITED STATES

~~PROPOSED~~ ORDER

UPON STIPULATION OF THE PARTIES, AND GOOD CAUSE APPEARING:

It is hereby ordered that Defendant Javier Solorio-Duarte's Change of Plea Hearing be continued from January 27, 2025, to February 24, 2025, for Change of Plea or Status Conference and that time will be excluded under 18 U.S.C. 3161(h)(7)(B)(iv) for effective preparation of counsel and that failure to grant an exclusion of time and a continuance of the matter would deny counsel the reasonable time necessary for effective preparation of counsel, taking into account the exercise of due diligence. The Court further finds that the ends of justice served by excluding the time from January 27, 2025, to February 24, 2025, from computation under the Speedy Trial Act outweigh the best interests of the public and defendant in a speedy trial.

DATED: January 23, 2025

  
HON. JAMES DONATO  
U.S. DISTRICT COURT JUDGE